Book 2009 Page 2947
Document 2009 2947 Type 06 010 Pages 2
Date 7/27/2009 Time 4:20:50PM
Rec Amt $23.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

AFFIDAVIT

Recorder's Cover Sheet

Preparer Information:
Thomas J. Hanson
Attorney at Law
401 East Main Street
Manchester, Iowa 52057
(563) 927-5920

Taxpayer Information:
All Energy Manchester, L.L.C.
6165 NW 86th Street
Johnston, Iowa 50131

Return Address
Thomas J. Hanson
Attorney at Law
401 East Main Street
Manchester, Iowa 52057

Grantors:
Bennett Family Farms Limited Partnership

Grantees:
All Energy Manchester, L.L.C.

Legal Description: Page 2

AFFIDAVIT

RE: The Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Thirty-four (34) except Railroad Right of Way, and all North of the railroad right-of-way of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section Thirty Four (34), and the East fifty (50) acres of that part of the North one-half (N½) of the Northwest Quarter (NW¼) of Section Thirty Four (34) lying North of the railroad now running through said North one-half (N½) of the Northwest Quarter (NW¼) of said Section Thirty four (34), and all North of the railroad right-of-way of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of Section Thirty Five (35), all in Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M.

State of Iowa)
) ss:
County of Delaware)

I, Thomas J. Hanson, being first duly sworn on oath depose and state that I am an Attorney at Law practicing in Manchester, Delaware County, Iowa. That as part of the sale of real estate to All Energy Manchester, L.L.C. I prepared a Warranty Deed from Bennett Family Farms Limited Partnership, which was filed of record on March 1, 2007 in Book 2007, Page 585 of the records of the Delaware County Recorder; and further prepared a Quit Claim Deed from H. B. Bennett and Sara W. Bennett, husband and wife, filed on March 1, 2007 in Book 2007, Page 586 of the records of the Delaware County Recorder. That there is a scrivener's error in the legal description of each deed which incorrectly described the Northwest Quarter of the Northeast Quarter of Section 34 as "Northwest Quarter (NW¼) of the Northeast Quarter (NW¼) of Section 34".

That this was as a result of a typographical error and the correct description of that parcel of real estate was the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of said Section 34.

Thomas J. Hanson

Subscribed and sworn to before me this 27th day of July, 2009.

TRACY L. FONCK
Commission Number 223445
My Commission Expires
7-8-2011

Notary Public in and for the State of Iowa